UNITED STATES DISTRICT COURT

for the

Eastern	District	of Pennsy	/Ivania
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v. The Reading Hospital & Medical Center) Case No.: 5:09-cv-03278-	-LS
BILL (OF COSTS	
Judgment having been entered in the above entitled action on		Marilyn Malarkey
the Clerk is requested to tax the following as costs:	Date	
Fees of he Gerk		\$
Fees for service of summons and subpoena		80.00
Fees for printed or electronically recorded transcripts necessarily	obtained for use in the case,	1,688.08
Fees and dsbursements for printing		496.80
Fees for witnesses (temize on page two)		0.00
Fees for exemplification and the costs of making copies of any n necessarily obtained for use in the case.		, 192.50
Docket fees under 28 U.S.C. 1923		* 1
Costs as shown on Mandate of Court of Appeals		•••
Compensation of court-appointed experts		
Compensation of interpreters and costs of special interpretation s	ervices under 28 U.S.C. 1828	
Other costs (please itemize)	*************	89.82
	TO	OTAL \$2,547.20
SPECIAL NOTE: Attach to your bill an itemization and docume	ntation for requested costs in all cat	egories.
Decl	aration	
Other:	ts are correct and were necessarily is essarily performed. A copy of this ass mail, postage prepaid	ncurred in this action and that the bill has been served on all parties
s/ Attorney:	1	
Name of Attorney: Vincent Candiello	(VC 2851)	
For: The Reading Hospital & Medical Name of Claiming Party	Center	Date: 12/14/2010
Taxatio	n of Costs	
Costs are taxed in the amount of		and included in the judgment.
Ву:		
Clerk of Court	Deputy Clerk	Date

AO 133 (Rev. 12/09) Bill of Costs

UNITED STATES DISTRICT COURT

Witness Fees (computat	ion, cf. 2	8 U.S.C.	1821 for	statutor	y fees)		
	ATTEN	IDANCE	SUBSIS	STENCE	MlL	EAGE	T . I G
NAME, CITY AND STATE OF RESIDENCE	Days	Total Cost	Days	Total Cost	Miles	Total Cost	Total Cost Each Witness
							\$0.00
							\$0.00
							\$0.00
							\$0.00
							\$0.00
							\$0.00
					TO	OTAL	\$0.00

NOTICE

Section 1924, Title 28, U.S. Code (effective September 1, 1948) provides:

"Sec. 1924. Verification of bill of costs."

"Before any bill of costs is taxed, the partyclaiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed."

See also Section 1920 of Title 28, which reads in part as follows:

"A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree."

The Federal Rules of Civil Procedure contain the following provisions: RULE 54(d)(1)

Costs Other than Attorneys' Fees.

Unless a federal statute, these rules, or a court order provides otherwise, cost s — other than attorney's fees — should be allo wed to the prevailing party. But costs against the United States, its officers, and its agencies may be imposed only to the extent allowed by law. The clerk may tax costs on 14 day's notice. On motion served within the next 7 days, the court may review the clerk's action.

RULE 6

(d) Additional Time After Certain Kinds of Service.

When a party may or must act within a specified time after service and service is made under Rule5(b)(2)(C), (D), (E), or (F), 3 days are added after the period would otherwise expire under Rule 6(a).

RULE 58(e)

Cost or Fee Awards:

Ordinarily, the entry of judgment may not be delayed, nor the time for appeal extended, in order to tax costs or award fees. But if a timely motion for attorney's fees is made under Rule 54(d)(2), the court may act before a notice of appeal has been filed and become effective to order that the motion have the same effect under Federal Rule of Appellate Procedure 4(a)(4) as a timely motion under Rule 59.

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MARILYN MALARKEY,

V.

Plaintiff : Civil Action No. 5:09-cv-03278-LS

:

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: (Hon. Lawrence F. Stengel)

THE READING HOSPITAL AND

MEDICAL CENTER,

Defendant.

ITEMIZATION FOR BILL OF COSTS

A) Fees of the Court Reporter for all or any part of the Transcript necessarily obtained for use in the case:

5/19/2010	Payment to OTM Legal for Videotape Deposition of Marilyn Malarkey (see supporting documentation attached as Exhibit A)	\$833.98
5/27/2010	Payment to Geiger & Loria for Deposition Transcript of Marilyn Malarkey (see supporting documentation attached as Exhibit B)	\$854.10

Subtotal:	\$1688.08
Subjoiat:	אנו האמנו ב

B) Fees for Service and Subpoenas:

	Payment to EMA for service of subpoena (see supporting documentation	
01/18/2010	attached as Exhibit C)	\$40.00
	Payment to EMA for service of	
	subpoena (see supporting documentation	
02/12/2010	attached as Exhibit D)	\$40.00

Subtotal: \$80.00

C) Fees and Disbursements for Printing:

08/14/2009	Photocopies	(see Exhibit E)	\$0.15
1/06/2010 — 01/26/2010	Photocopies	(see Exhibit C)	\$25.05
02/02/2010 - 02/23/2010	Photocopies	(see Exhibit D)	\$220.20
03/12/2010 – 03/17/2010	Photocopies	(see Exhibit F)	\$12.00
05/10/2010 – 05/20/2010	Photocopies	(see Exhibit G)	\$205.50
07/01/2010	Photocopies	(see Exhibit I)	\$15.30
08/16/2010	Photocopies	(see Exhibit J)	\$18.60

Subtotal: \$496.80

D) Fees for Exemplification and copies of papers necessarily obtained for use in the case:

3/22/2010	Payment to GWR Personnel Resources, In	\$183.25
	Personnel Records (see supporting	
	documentation attached as Exhibit K)	
	Payment to GWR Personnel Resources,	
	Inc. (see supporting documentation	
02/12/2010	attached as Exhibit D)	\$9.25

Subtotal: \$192.50

E) Other costs:

01/18/2010	LEXIS Research Costs (see Exhibit C)	\$36.23
01/22/2010	LEXIS Research Costs (see Exhibit C)	\$18.47
01/21/2010	Fax (see Exhibit C)	\$1.00
02/22/2010	Fax (see Exhibit D)	\$1.50
03/11/2010	Fax (see Exhibit F)	\$0.25
08/17/2010	Fax (see Exhibit J)	\$0.50
01/13/2010	Postage (see Exhibit C)	\$4.80
02/08/10	Postage (see Exhibit D)	\$5.72
03/08/2010	Postage (see Exhibit F)	\$4.90
05/19/2010	Postage (see Exhibit G)	\$7.94
06/01/2010	Postage (see Exhibit H)	\$8.51

Subtotal: \$89.82

Total: \$2,547.20